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MYSORE LEGISLATIVE ASSEMBLY.

NOTIFICATION.

No. 12475—L.A., Bangalore-1, dated 27th January 1965.

Under Rule 64 of the Rules of Procedure and Conduct of Business in the Mysore Legislative Assembly, the Speaker has been pleased to order the publication in the *Mysore Gazette* of **the Karnatak and Mysore Universities (Amendment) Bill, 1965** together with the Statement of Objects and Reasons relating thereto, and the Bill and the Statement of Objects and Reasons are accordingly published for general information.

THE KARNATAK AND MYSORE UNIVERSITIES (AMENDMENT) BILL, 1965.

A Bill further to amend the Karnatak University Act, 1949, and the Mysore University Act, 1956.

WHEREAS it is expedient further to amend the Karnatak University Act, 1949 (Bombay Act 20 of 1949) and the Mysore University Act, 1956 (Mysore Act 23 of 1956);

BE it enacted by the Mysore State Legislature in the Sixteenth Year of the Republic of India as follows :—

1. **Short title and commencement.**—(1) This Act may be called the Karnatak and Mysore Universities (Amendment) Act, 1965.

(2) It shall come into force on such date as the State Government may by notification in the official Gazette appoint.

2. **Amendment of Bombay Act 20 of 1949.**—In the Karnatak University Act, 1949 (Bombay Act 20 of 1949),—

(1) after section 5A, the following section shall be inserted, namely :—

"**5B. Application of section 5 to educational institutions in Bellary District.**—The provisions of section 5 shall apply to the educational institutions in Bellary District subject to the following modifications, namely :—

(*a*) references to the date of commencement of the section in sub-sections (2) and (3) shall be construed as references to the date of commencement of the Karnatak and Mysore Universities (Amendment) Act, 1965 ;

(*b*) in sub-section (3),

(i) references to the University of Bombay shall, with reference to educational institutions in Bellary district, be construed as references to the University of Mysore ;

(ii) after the words "all such privileges", the words "including courses of instruction and examinations" shall be inserted; and

(iii) the following proviso shall be inserted at the end, namely :—

" Provided that the State Government may, by order, specify the date or dates from which the said educational institutions shall cease to have such privileges.' "

(2) in sub-section (1) of section 15,—

(*a*) under the heading "*Class I-Ex-officio members*",

(i) in paragraph (B),—

(A) for clause (iii), the following clause shall be substituted, namely :—

"(iii) The Director of Collegiate Education",

(B) in clause (iv), for the word "Six", the word "Five" shall be substituted and item (c) shall be omitted; and

(C) for clause (v), the following clause shall be substituted, namely :—

"(v) Vice-Chancellors of other Universities established by law in the State of Mysore."

(ii) in paragraph (C),—

(A) for clause (ii), the following clause shall be substituted, namely :—

"(ii) Principals of University Colleges and affiliated colleges:"

(B) after clause (ii), the following clause shall be inserted, namely :—

"(iii) The Mayor of the Hubbli-Dharwar Municipal Corporation".

(*b*) under the heading, "*Class II—Ordinary Members*",—

(i) in paragraph (A),—

(A) clause (i) shall be omitted;

(B) in clause (ii), for the words "two members", the words "three members", shall be substituted;

(C) in clause (iv),—

(a) sub-clauses (a), (b), (e), (f) and (g) shall be omitted;

(b) for sub-clause (i), the following sub-clause shall be substituted, namely :—

"(i) eighteen members who shall not be Head Masters of High Schools by registered graduates in the manner specified below,—

(1) three by registered law graduates from among themselves;

(2) three by registered medical graduates from among themselves;

(3) three by registered engineering graduates from among themselves;

(4) one by registered commerce graduates from among themselves;

(5) eight by registered graduates other than those specified in items (1), (2), (3) and (4) above, from among themselves;

(D) in proviso (i).—

(*a*) for the words, brackets and figures "clauses (i) to (iii)", the words, brackets and figures "clauses (ii) and (iii)" shall be substituted;

(*b*) for the words, brackets and letters, "sub-clauses (c) to (h)", the words, brackets and letters "sub-clauses (c), (d), and (h)" shall be substituted; and

(*c*) the words "secondary teacher or" and the words "or a teacher" shall be omitted;

(ii) in paragraph (B), the words " on the recommendation of the Vice-Chancellor " shall be omitted;

(iii) in paragraph (C), for the words" fifty thousand rupees", the words " one lakh of rupees " shall be substituted ;

(iv) after paragraph (C), the following paragraph shall be inserted, namely :-

"(C-1) Donors to, or for the purposes of, the University, of money or property of the value of not less than fifty thousand rupees.

Such donors shall, if willing to serve, be members for a period of four terms of the Senate from the date of donation subject to the provisions of section 57." ;

(v) in paragraph (D), for the words "fifty thousand rupees", the words "one lakh of rupees" shall be substituted ; and in the Explanation, for the words, brackets and letters "paragraphs (C) and (D)",the words, brackets, letters and figure "paragraphs (C), (C–1) and (D)" shall be substituted ; and

(vi) paragraphs (E) and (F) shall be omitted ;

(3) for clause (ii) of sub-section (1) of section 18, the following clause shall be substituted, namely :—

"(ii) The Director of Collegiate Education " ;

(4) in section 24,—

(*a*) in sub-section (2), for clauses (ii) and (iii), the following clause shall be substituted, namely :—

"(ii) teachers nominated by the Syndicate, not exceeding such number as may be prescribed by the Statutes." ;

(*b*) in sub-section (4), for the words "elected or co-opted", the word "nominated" shall be substituted ;

(5) in section 29, after clause (i), the following clause shall be inserted, namely :—

"(*ia*) fees to be charged for courses of study in the University Colleges and Departments and the affiliated colleges." :

(6) in sub-section (1) of section 32, for clause (i), the following clause shall be substituted, namely:—

"(i) that the college rules fixing the fees (if any) to be paid by the students have been framed or will be framed to ensure that the scales of fees shall not exceed the scales prescribed by the Ordinances."; and

(7) in the Schedule, after the entry relating to 'Belgaum District,' the following entry shall be inserted, namely :—

"1 A. Bellary District."

3. Amendment of Mysore Act 23 of 1956.—In the Mysore University Act, 1956 (Mysore Act 23 of 1956),—

(1) for sub-section (5) of section 4 A, the following sub-section shall be substituted, namely :—

"(5) With effect from the date of commencement of the Karnatak and Mysore Universities (Amendment) Act, 1965,—

(*a*) the privileges granted to the Medical College, Manipal, the Engineering College, Manipal, and the Law College, Udipi, situate in South Kanara District, by the Karnatak University before the said date shall be deemed to be withdrawn ; and

(*b*) the said colleges shall be deemed to be admitted to the privileges of the University and the University shall, as far as may be possible, admit the said colleges to all such privileges as they had from the Karnatak University, and provide for the continuance of the courses of instruction existing in such colleges, immediately before the said date, and the examinations in respect of such courses :

Provided that the Government may by order specify the date or the dates from which all or any of the said colleges shall cease to have all or any such privileges, courses of instruction and examinations.";

(2) in section 20, for clause (l), the following clause shall be substituted, namely: —

"(l) to arrange for and direct the inspection of affiliated colleges and institutions, to issue instructions to maintain their efficiency and for ensuring proper conditions of employment for members of their staff, and in case of disregard of such instructions, to recommend modification of the conditions of their affiliation or take such other steps as it deems proper;";

(3) in section 41, after clause (a), the following clause shall be inserted, namely :—

'(a-1) the fees to be charged for courses of study in the affiliated colleges;";

(4) in sub-sectien (1) of section 44A, for clause (i) the following clause shall be substituted, namely :—

"(i) that the college rules fixing the fees (if any) to be paid by the students have been framed or will be framed to ensure that the scales of fees shall not exceed the scales prescribed by the Ordinances.";

(5) in the Schedule, after the word "excluding", the words "the Bellary District and" shall be inserted.

4. Power to remove difficulties.—If any difficulty arises in giving effect to the provisions of the Karnatak University Act, 1949, as amended by this Act, or the provisions of the Mysore University Act, 1956, as amended by this Act, the State Government may, as occasion may require, by order published in the official Gazette, do anything which appears to it to be necessary for the purpose of removing the difficulty.

STATEMENT OF OBJECTS AND REASONS

It has become necessary to amend the Karnatak University Act, 1949, and the Mysore University Act, 1956, in order to bring in uniformity in certain provisions of the two Acts to meet the changed conditions in the State and to remove certain anomalies. The amendments proposed are essential and urgent ones.

At present, the Medical College, Manipal, the Engineering College, Manipal and the Law College, Udipi, situated in the South Kanara District, are affiliated to the Karnatak University and the other colleges in the District are affiliated to the Mysore University. With a view to do away with this dual jurisdiction by the Karnatak and the Mysore Universities in that District, it is proposed to bring all the colleges in South Kanara District under the jurisdiction of the Mysore University.

The strength of students in the Mysore University is very large, *vis-a vis*, the strength of students in the Karnatak University. Some redistribution of the students strength is necessary in the interests of better administration. It is therefore proposed to bring all the colleges in Bellary District, now affiliated to the Mysore University, under the jurisdiction of the Karnatak University. Bellary District is nearer to the seat of the Karnatak University and is contiguous to the Districts under the jurisdiction of the Karnatak University.

Hence, this Bill.

The proposed amendments do not involve any expenditure from the Consolidated Fund of the State.

S. R. KANTHI.

G. S. VENKATARAMANA IYER,
Secretary.